



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Allan J. TOBIN et al.

Application No.: 10/641,149

Filed: August 15, 2003

For: CLONED GLUTAMIC ACID  
DECARBOXYLASE

) MAIL STOP MISSING PARTS

) Group Art Unit: 1635

) Examiner: Unassigned

) Confirmation No.: 9827

**RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Formalities Letter mailed January 25, 2005, enclosed please find:

- ☒ A copy of the Formalities Letter mailed January 25, 2005.
- ☒ A copy of the "Sequence Listing" in paper form in compliance with 37 C.F.R. §§ 1.821(c) and 1.823.
- ☒ A copy of the "Sequence Listing" in computer readable form in compliance with 37 C.F.R. §§ 1.821(e) and 1.824.
- ☒ A statement that the content of the paper and computer readable copies are the same and do not contain new matter in compliance with 37 C.F.R. §§ 1.821(f) and 1.825(a).
- ☒ A Second Preliminary Amendment.

The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment to Deposit Account No. 02-4800.

Respectfully submitted,

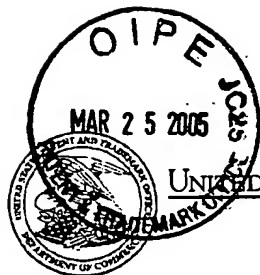
BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: March 25, 2005

By: 

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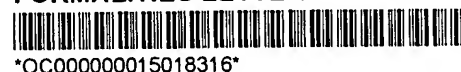
| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/641,149         | 08/15/2003             | Allan J. Tobin        | 028723-385             |

CONFIRMATION NO. 9827

21839

 BURNS DOANE SWECKER & MATHIS L L P  
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FORMALITIES LETTER



\*OC000000015018316\*

Date Mailed: 01/25/2005

## NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

*Filing Date Granted*

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

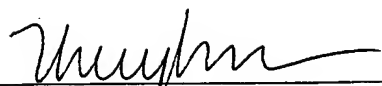
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990); and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- To Download Patentin Software, visit <http://www.uspto.gov/web/patents/software.htm>
- For Patentin Software Program Help, call (571) 272-2510 or email [mark.spencer@uspto.gov](mailto:mark.spencer@uspto.gov)

Replies should be mailed to: Mail Stop Missing Parts  
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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to read "Muyb", is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE